

12-601

A

REQUEST FOR FILING A PATENT APPLICATION UNDER 37 CFR 1.60			
ATTORNEY'S DOCKET NUMBER:	ANTICIPATED CLASSIFICATION OF THIS APPLICATION:	PRIOR APPLICATION:	
MTS-2530US1	CLASS SUBCLASS	EXAMINER N. Hindi	ART UNIT 2651

Address to:
Assistant Commissioner for Patents
Washington, D.C. 20231

This is a Request for filing:
☐ A Continuation
☒ A Divisional

application under 37 CFR 1.60 of pending prior application Number 09/045,149 filed on March 19, 1998 entitled OPTICAL SYSTEM, POSITION DETECTING APPARATUS, MAGNETIC RECORDING APPARATUS, AND LENS WITH APERTURE.

1. Enclosed is a copy of the latest inventor signed prior application, including the oath or declaration showing the original signature or an indication it was signed. I hereby verify that the attached papers are a true copy of the latest inventor signed prior application number 09/045,149, and that no amendments referred to in the oath or declaration filed to complete the prior application introduced new matter therein, and further that all statements made herein of my knowledge are true; and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

The filing fee has been calculated as shown below:

(Col. 1)			(Col. 2)		SMALL ENTITY		OTHER THAN A SMALL ENTITY	
FOR:	No. Filed	No. Extra	Rate	Fee	OR	Rate	Fee	
Basic Fee				\$370	OR		\$740	
Total Claims	14-20=	0*	x \$ 9	\$	OR	x \$ 18	\$	
Indep Claims	3-3=	0*	x \$ 42	\$	OR	x \$ 84	\$	
<input type="checkbox"/> Multiple Dependent Claim Presented			+ \$140	\$	OR	+ \$280	\$	
			TOTAL	\$	OR	TOTAL	\$740.00	

*If the difference in Col. 1 is less than zero, enter "0" in Col. 2.

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2. ☐ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27.
☐ is enclosed.
☐ was filed in prior application number ___ and such status is still proper, and desired (37 CFR 1.28(a)).
3. ☒ The Assistant Commissioner for Patents is hereby authorized to charge any fees which may be required under 37 CFR 1.16 and 1.17 during the pendency of this application or credit any overpayment to Deposit Account No. 18-0350. A duplicate copy of this sheet is enclosed.
4. ☒ A check in the amount of \$740.00 is enclosed.
5. ☒ Cancel in this application original claims 1-8, 22-23 & 25 of the prior application before calculating the filing fee.
(At least one original independent claim must be retained for filing purposes.)
6. ☒ The inventor(s) of the invention being claimed in this application is (are) Kousei SANO, Shin-ichi KADOWAKI.

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7. ☐ This application is being filed by less than all the inventors named in the prior application. In accordance with 37 CFR 1.60(b), the Assistant Commissioner for Patents is requested to delete the name(s) of the following person or persons who are not inventor(s) of the invention being claimed in this application ____.
8. ☒ Amend the specification by inserting before the first line the sentence:
"This application is a ☐ continuation
☒ division
of application number 09/045,149, filed March 19, 1998, (status: allowed)."
9. ☒ New formal drawings are enclosed.
10. ☒ Priority of application number (1) 9-067,652, (2) 9-178,717 & (3) 9-274,137 filed on (1) March 21, 1997, (2) July 3, 1997 & (3) October 7, 1997 in Japan is claimed under 35 U.S.C. 119.
☒ The certified copy has been filed in prior application number 09/045,149 filed March 19, 1998.
11. ☒ A preliminary amendment is enclosed.
12. ☒ The prior application is assigned of record to:
Matsushita Electric Industrial Co., Ltd.
13. ☒ Also enclosed, Information Disclosure Statement (references not required).
14. ☒ The power of attorney in the prior application is to: Allan Ratner.
a. ☒ The power of attorney appears in the original papers in the prior application.
b. ☐ Since the power of attorney does not appear in the original papers, a copy of the power in the prior application is enclosed.
c. ☒ Address all future correspondence to: (May only be completed by applicant, or attorney or agent of record.)
Ratner and Prestia
Suite 301
One Westlakes, Berwyn
P.O. Box 980
Valley Forge, PA 19482-0980

Respectfully submitted,

Allan Ratner
Reg. No. 19,717

- ☒ Attorney or Agent of record
☐ Filed under 37 CFR 1.34(a)

CERTIFICATE OF EXPRESS MAILING (37 CFR 1.10)

dIm

EXPRESS MAIL Mailing Label Number: **EL 923264155 US**

Date of Deposit: **October 29, 2001**

I hereby certify that this paper and fee are being deposited, under 37 C.F.R. § 1.10 and with sufficient postage, using the "Express Mail Post Office to Addressee" service of the United States Postal Service on the date indicated above, and that the deposit is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Kathleen Libby
Kathleen Libby

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kousei Sano et al. : Art Unit:
Serial No.: To Be Assigned : Examiner:
Filed: Herewith :
FOR: OPTICAL SYSTEM, POSITION :
DETECTING APPARATUS, MAGNETIC
RECORDING APPARATUS, AND LENS
WITH APERTURE

DIVISION OF:

Applicant: Kousei Sano et al. : Art Unit: 2651
Serial No.: 09/045,149 : Examiner: N. Hindi
Filed: March 19, 1998 :
FOR: OPTICAL SYSTEM, POSITION :
DETECTING APPARATUS, MAGNETIC
RECORDING APPARATUS, AND LENS
WITH APERTURE

SUBMITTAL OF FORMAL DRAWINGS

Assistant Commissioner for Patents
Washington, D.C. 20231

S I R :

Enclosed are twenty-four (24) sheets of formal drawings for the

above-identified application.

Respectfully Submitted,


Allan Rather, Reg. No. 19,717
Attorney for Applicants

AR/dlm

Encs: (24) sheets formal drawings

Dated: October 29, 2001

Suite 301, One Westlakes, Berwyn
P.O. Box 980
Valley Forge, PA 19482
(610) 407-0700

The Assistant Commissioner for Patents is
hereby authorized to charge payment to
Deposit Account No. 18-0350 of any fees
associated with this communication.

EXPRESS MAIL Mailing Label Number: EL 923264155 US
Date of Deposit: October 29, 2001

I hereby certify that this paper and fee are being deposited, under 37 C.F.R. § 1.10 and with sufficient postage, using the "Express Mail Post Office to Addressee" service of the United States Postal Service on the date indicated above and that the deposit is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.



Kathleen Libby